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5                   **UNITED STATES DISTRICT COURT**  
6                   **DISTRICT OF NEVADA**

7 UNITED STATES OF AMERICA,  
8                   Plaintiff,  
9                   v.  
10 JORGE JOAO PEREZ,  
11                   Defendant.

2:19-CR-328-KJD-DJA

**Preliminary Order of Forfeiture**

12         This Court finds Jorge Joao Perez pled guilty to Count One of a One-Count  
13 Criminal Indictment charging him with felon in possession of a firearm in violation of 18  
14 U.S.C. § 922(g)(1). Criminal Indictment, ECF No. 1; Change of Plea, ECF No. \_\_; Plea  
15 Agreement, ECF No. \_\_.

16         This Court finds Jorge Joao Perez agreed to the forfeiture of the property set forth in  
17 the Plea Agreement and the Forfeiture Allegation of the Criminal Indictment. Criminal  
18 Indictment, ECF No. 1; Change of Plea, ECF No. \_\_; Plea Agreement, ECF No. \_\_.

19         This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (b)(2), the United  
20 States of America has shown the requisite nexus between property set forth in the Plea  
21 Agreement and the Forfeiture Allegation of the Criminal Indictment and the offense to  
22 which Jorge Joao Perez pled guilty.

23         The following property is any firearm or ammunition involved in or used in any  
24 knowing violation of 18 U.S.C. § 922(g)(1), and is subject to forfeiture pursuant to 18 U.S.C.  
25 § 924(d)(1) with 28 U.S.C. § 2461(c):

26                 1. Springfield XO 9mm caliber pistol, bearing serial number XD835131; and

27                 2. Any and all compatible ammunition

28 (all of which constitutes property).

1        This Court finds that the United States of America may amend this order at any time  
2 to add subsequently located property or substitute property to the forfeiture order pursuant  
3 to Fed. R. Crim. P. 32.2(b)(2)(C) and 32.2(e).

4        This Court finds the United States of America is now entitled to, and should, reduce  
5 the aforementioned property to the possession of the United States of America.

6                NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND  
7 DECREED that the United States of America should seize the aforementioned property.

8                IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory  
9 rights, ownership rights, and all rights, titles, and interests of Jorge Joao Perez in the  
10 aforementioned property are forfeited and are vested in the United States of America and  
11 shall be safely held by the United States of America until further order of the Court.

12                IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States  
13 of America shall publish for at least thirty (30) consecutive days on the official internet  
14 government forfeiture website, www.forfeiture.gov, notice of this Order, which shall  
15 describe the forfeited property, state the time under the applicable statute when a petition  
16 contesting the forfeiture must be filed, and state the name and contact information for the  
17 government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6)  
18 and 21 U.S.C. § 853(n)(2).

19                IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual  
20 or entity who claims an interest in the aforementioned property must file a petition for a  
21 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which  
22 petition shall be signed by the petitioner under penalty of perjury pursuant to 21 U.S.C. §  
23 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the petitioner's  
24 right, title, or interest in the forfeited property and any additional facts supporting the  
25 petitioner's petition and the relief sought.

26                IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,  
27 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,  
28 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was

1 not sent, no later than sixty (60) days after the first day of the publication on the official  
2 internet government forfeiture site, www.forfeiture.gov.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the  
4 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States  
5 Attorney's Office at the following address at the time of filing:

6 Daniel D. Hollingsworth  
7 Assistant United States Attorney  
James A. Blum  
8 Assistant United States Attorney  
501 Las Vegas Boulevard South, Suite 1100  
Las Vegas, Nevada 89101.  
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10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice  
11 described herein need not be published in the event a Declaration of Forfeiture is issued by  
12 the appropriate agency following publication of notice of seizure and intent to  
13 administratively forfeit the above-described property.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send  
15 copies of this Order to all counsel of record.

16 DATED February 17, 2021.

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19 KENT J. DAWSON  
20 UNITED STATES DISTRICT JUDGE  
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1                           **CERTIFICATE OF SERVICE**

2                           A copy of the foregoing was served upon counsel of record via Electronic Filing on  
3 **DATE, 2020.**

4                           /s/ Heidi L. Skillin  
5                           HEIDI L. SKILLIN  
6                           FSA Contractor Paralegal